

Filed for intro on 02/16/95
House Bill _____
By _____

Senate No. SB1607
By Harper

AN ACT relative to the exemption of police cyclists from certain provisions regulating the use and operation of bicycles and to amend Tennessee Code Annotated, Title 55, Chapter 8.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-8-101(2)(A), is amended by adding the words "or bicycles" after the words "police vehicles" and before the words "and such ambulances".

SECTION 2. Tennessee Code Annotated, Section 55-8-101, is further amended by adding the following subsection after subsection (6) thereof, and renumbering the remaining sections accordingly:

(7) "Certified police cyclist" means any full time, sworn law enforcement officer who is certified by the International Police Mountain Bike Association or has otherwise been certified by the Tennessee Peace Officer Standards and Training Commission as having received and successfully completed appropriate bicycle training in the performance of law enforcement functions.

SECTION 3. Tennessee Code Annotated, Section 55-8-160, is amended by adding the following as a new subsection (b) thereto, and redesignating the remaining subsections accordingly:

(b) The provisions of subsection (a) shall not apply to certified police cyclists engaged in the lawful performance of duty using a police bicycle as a barrier or traffic control device at the scene of an emergency or in response to other calls for police service .

SECTION 4. Tennessee Code Annotated, Section 55-8-173(a), is amended by deleting the period (.) at the end of the sentence and substituting in its place a comma (,) followed by:

except for a certified police cyclist who is performing duties that require riding in a side dismounting position.

SECTION 5. Tennessee Code Annotated, Section 55-8-175(a), is amended by adding the following sentence thereto:

This subsection shall not apply to a certified police cyclist engaged in the lawful performance of duty relating to traffic control.

SECTION 6. Tennessee Code Annotated, Section 55-8-175(b), is amended by adding the following sentence thereto:

This subsection shall not apply to a certified police cyclist engaged in the lawful performance of duty relating to traffic control or in pursuit of an actual or suspected violator of the law.

SECTION 7. Tennessee Code Annotated, Section 55-8-178(c), is amended by adding the following sentence thereto:

This subsection shall not apply to a certified police cyclist engaged in the lawful performance of duty relating to traffic control.

SECTION 8. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of

the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 9. This act shall take effect on June 1, 1995, the public welfare requiring it.

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